

**CLAIM LISTING**

1. (currently amended) A method for enabling wireless presence-based services comprising:

monitoring, by a wireless communications network, messaging and messaging responses of a mobile station (MS), wherein the messaging and the messaging responses do not explicitly specify a presence state of the MS or a presence state change by the MS;

inferring, by the wireless communications network, a change in the presence state of the MS based upon the monitoring;

communicating, by the wireless communications network, the state change to a presence server.

2. (original) The method of claim 1, wherein the messaging responses comprise responses from the group consisting of a page response, a short data burst (SDB) acknowledgment, a status response message, a short message service (SMS) acknowledgment, and a layer 2 acknowledgment.

3. (original) The method of claim 1, wherein communicating the state change comprises communicating the state change to the presence server via internet messaging.

4. (original) The method of claim 1, wherein communicating the state change comprises communicating the state change to the presence server via Session Initiation Protocol (SIP) messaging.

5. (original) The method of claim 1, wherein inferring comprises:  
inferring the MS presence state has changed when the presence state of the MS indicates that the MS is present and messaging is detected that indicates MS activity from the group consisting of powering down, deregistering, entering an unavailable

mode, handing off outside the wireless communication network, and involved in other communication.

6. (original) The method of claim 1, wherein inferring comprises:  
inferring the MS presence state has changed when the presence state of the MS indicates that the MS is non-present and messaging is detected that indicates MS activity from the group consisting of powering up, registering, exiting an unavailable mode, handing off into the wireless communication network, and performing other communication.
7. (original) The method of claim 1, further comprising:  
signaling, by the wireless communications network, the MS with messaging to which the MS is required to respond.
8. (original) The method of claim 7, wherein messaging to which the MS is required to respond comprises messaging from the group consisting of a page, a short data burst (SDB) message, a status request message, and a short message service (SMS) message.
9. (original) The method of claim 7,  
wherein monitoring comprises maintaining last-known-location information for the MS based on the messaging and the messaging responses,  
wherein signaling the MS comprises signaling the MS in a group of at least one cell based on the last-known-location information for the MS.
10. (original) The method of claim 9, wherein the last-known-location information comprises location information of a type from the group consisting of a cell ID, a base station ID, and a list of cell IDs.

11. (original) The method of claim 7, wherein signaling the MS is triggered by an event from the group consisting of an expiration of a periodic time interval, an expiration of a random time interval, and receiving a request from the presence server.

12. (original) The method of claim 7, wherein monitoring comprises receiving, by the wireless communications network, a messaging response in response to the signaling and wherein the method further comprises:

inferring, by the wireless communications network, no change in a presence state of the MS based upon the monitoring;

confirming, by the wireless communications network, the presence state to a presence server.

13. (original) The method of claim 7,  
wherein monitoring comprises detecting that a period of time has passed after repeatedly signaling the MS in which no response to the signaling has been received,  
wherein the no response within the period of time is a messaging response,  
wherein inferring comprises inferring a change in the presence state of the MS based upon the messaging response when the presence state of the MS indicates that the MS is present.

14. (original) The method of claim 7,  
wherein monitoring comprises detecting that a period of time has passed after repeatedly signaling the MS in which no response to the signaling has been received,  
wherein the no response within the period of time is a messaging response,  
wherein inferring comprises inferring a change in the presence state of the MS based upon the messaging response when the presence state of the MS indicates that the MS is present.

15. (original) The method of claim 7,  
wherein the wireless communications network comprises a mobile switching center (MSC) and a base station (BS),

wherein signaling the MS comprises signaling the MS in a paging area indicated by the MSC.

16. (original) The method of claim 15,  
wherein monitoring comprises updating last-known-location information for the MS based on a messaging response to the signaling.

17. (original) The method of claim 7,  
wherein the wireless communications network comprises a control function and a base station (BS),  
wherein the control function sends a signaling request message to the BS,  
wherein signaling the MS comprises signaling by the BS in response to the signaling request message.

18. (original) The method of claim 17, wherein the control function comprises a packet control function (PCF).

19. (original) The method of claim 17, wherein the wireless communications network comprises a mobile switching center (MSC) and wherein the MSC comprises the control function.

20. (original) The method of claim 17, wherein the wireless communications network comprises a mobile switching center (MSC) and a packet control function (PCF), wherein the control function is distributed between the MSC and the PCF.

21. (original) The method of claim 17, wherein the signaling request message comprises an A9-Short Data Delivery message.

22. (original) The method of claim 21, wherein the signaling request message indicates a signaling location within which to signal the MS.

23. (original) The method of claim 17, wherein the BS sends an indication to the control function of whether a response from the MS was received.
24. (original) The method of claim 23, wherein the indication to the control function comprises an A9-Short Data Ack message.
25. (original) The method of claim 17, wherein the BS receives a messaging response from the MS in response to the signaling.
26. (original) The method of claim 25, wherein the messaging response comprises a layer 2 acknowledgment from the MS.
27. (original) The method of claim 17,  
wherein inferring comprises inferring, by the control function, a change in the presence state of the MS based upon the monitoring;  
wherein communicating comprises communicating, by the control function, the state change to a presence server.

28. (currently amended) A wireless communications network comprising:  
wireless transceiver equipment adapted to receive messaging and messaging responses of a mobile station (MS);  
a wireless presence proxy, communicatively coupled to the wireless transceiver equipment,  
adapted to monitor the messaging and the messaging responses of the MS, wherein the messaging and the messaging responses do not explicitly specify a presence state of the MS or a presence state change by the MS,  
adapted to infer a change in the presence state of the MS based upon the monitoring,  
adapted to communicate the state change to a presence server.
29. (original) The wireless communications network of claim 28, wherein the presence server comprises a presence server from the group consisting of an instant messaging (IM) server and a push-to-talk (PTT) server.
30. (original) The wireless communications network of claim 28, wherein the messaging responses comprise responses from the group consisting of a page response, a short data burst (SDB) acknowledgment, a status response message, a short message service (SMS) acknowledgment, and a layer 2 acknowledgment.
31. (original) The wireless communications network of claim 28, wherein the wireless presence proxy is further adapted to signal via the wireless transceiver equipment the MS with messaging to which the MS is required to respond.
32. (original) The wireless communications network of claim 31,  
wherein monitoring comprises detecting that a period of time has passed after repeatedly signaling the MS in which no response to the signaling has been received,  
wherein the no response within the period of time is a messaging response,

wherein inferring comprises inferring a change in the presence state of the MS based upon the messaging response when the presence state of the MS indicates that the MS is present.

33. (original) The wireless communications network of claim 31,  
wherein monitoring comprises maintaining last-known-location information for the MS based on the messaging and the messaging responses,  
wherein signaling the MS comprises signaling the MS in a group of at least one cell based on the last-known-location information for the MS.